S.B.Cr. Misc. Petition No. 697/2005
(President and Board of Director & Ors. Vs. State of Rajasthan)

Date of order : 04/07/2006

HON'BLE MR.H.R.PANWAR, J.

Mr. Vijay Purohit for the petitioners.

Mr. Ashok Upadhyay, public prosecutor for the State.

Learned counsel for the petitioners submits that against the order impugned dated 20.4.2005 passed by District Magistrate, Jodhpur, an appeal has been preferred before the District Judge, Jodhpur. In view of the statement of the counsel for the petitioner, since the order impugned has already been appealed and therefore, the petition under Section 482 Cr.P.C. is not maintainable. So far as direction to the District Supply Officer and the General Manager is concerned, it cannot be said to be erroneous, to investigate the irregularities brought to the notice of the authorities.

The petition is accordingly dismissed. Stay petition also stands dismissed.

(H.R.PANWAR),J.

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